'Attorney Docket Number: IMMR039/01US

Application No.: 09/756,617

Page 2

Remarks

Reconsideration of this Application is respectfully requested. Claims 88-133 are pending

in the application, with claims 88, 99, 103, 113, 122, 131, 132 and 133 being the independent

claims.

**Double Patenting** 

Claims 88, 99, 113 and 122 stand rejected under the judicially created doctrine of

obviousness-type double patenting as being unpatentable over claim 1, 20, 35 and 44 of U.S.

Patent No. 6.219.032. Applicants have filed a Terminal Disclaimer herewith to overcome the

double patenting rejection. Accordingly, claims 88, 99, 113 and 122 are allowable.

Allowable Subject Matter

Applicant appreciates the Examiner's indication of allowable subject matter in claims 89-

98, 100-112, 114-121 and 123-133.

Conclusion

All of the claims are in condition for allowance. Applicants believe that a full and

complete response has been made to the outstanding Office Action and, as such, the present

application is in condition for allowance. If the Examiner believes, for any reason, that personal

communication will expedite prosecution of this application, the Examiner is invited to

telephone the undersigned at the number provided.

'Attorney Docket Number: IMMR039/01US

Application No.: 09/756,617

Page 3

## Prompt and favorable consideration of this Amendment is respectfully requested.

Dated: February 10, 2003

Cooley Godward LLP ATTN: Patent Group One Freedom Square Reston Town Center 11951 Freedom Drive Reston, VA 20190-5656 Tel: (703) 456-8000

Tel: (703) 456-8000 Fax: (703) 456-8100 Respectfully submitted, COOLEY GODWARD LLP

Bv:

Erik B. Milch

Reg. No. 42,887

160594 v1/RE 3FWY01!.DOC